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HOUSING & URBAN DEVELOPMENT DEPARTMENT

RESOLUTION

The 3rd November 2006

Subject : Adoption of Reform Programmes to implement Jawaharlal Nehru National Urban Renewal Mission (JNNURM) in Orissa.

To sustain the momentum of growth to fulfill the aspirations of people residing in urban areas, the Government of India in the Ministries of Urban Development and Urban Employment & Poverty Alleviation, have formulated a comprehensive Infrastructure Development Programme for Urban Renewal and massive expansion of services to urban poor. The Jawaharlal Nehru National Urban Renewal Mission (JNNURM) has been launched on 3rd December, 2005, for integrated planned development of 63 selected cities in India. There are two other reform driven schemes which have been introduced by Government of India along with the JNNURM. These are UIDSSMT (Urban Infrastructure Development Scheme for Small and Medium Towns) and IHSDP (Integrated Housing & Slum Development Programme) to be implemented in the cities/ towns other than the cities/towns, which are selected under JNNURM. The Mission period is seven years starting from 2005-06.

Bhubaneswar and Puri have been selected under JNNURM and Cuttack, Berhampur and Sambalpur towns have been identified to be covered under Urban Infrastructure Development Scheme for Small and Medium Towns (UIDSSMT) in the first phase.

JNNURM is a reform-driven programme of Government of India, it envisages further delegation of powers and functions to the Urban Local Bodies (ULBs) to access Central funds with an objective to improve Urban Governance, enhance quality of service delivery to its citizens.

In the Twelfth Schedule to the Constitution of India eighteen matters have been listed which can be entrusted to the ULBs for performance of those functions. As a part of the mandatory reforms at the State Level, these functions are to be entrusted to ULBs in a phased manner, during

the Mission Period. Concerned Departments would work out detailed plans and programmes for entrustment of these functions to the ULBs.

The entrustment of the functions to ULBs as required under Article 243W of the Constitution would entail transfer of powers and functions of departments of Government to the control and management of ULBs along with deputation of personnel. Their entitlements, including salary would continue to be borne by State Government in respective Departments.

The State Government and the selected ULBs shall have to execute a Memorandum of Agreement (MoA) with Government of India indicating the commitment and time-frame for implementation of both Mandatory and Optional Reforms along with City Development Plan (CDP) and Detailed Project Reports (DPRs).

The matter relating to adoption of the aforesaid reform programmes has been approved by the Cabinet which is communicated in the Memo of the Parliamentary Affairs Department No.7409, dated the 21st September 2006.

The State Government has decided to commit to undertake the reforms within the Mission period as indicated below:

Mandatory Reforms :

Sl. No. (1)	Reforms required to be undertaken (2)	Decision of Government (3)
1	Urban Planning including Town Planning function.	Complete transfer along with requisite personnel to ULBs during 2008-09.
2	Regulation of land use and constructions of Building.	The function would be transferred to ULBs during 2008-09.
3	Planning for economic and social development.	ULBs will continue to discharge this function.
4	Roads & Bridges.	The functions of management and control would be transferred to ULBs along with personnel on deputation basis in 2010-11.
5	Water Supply for domestic, industrial and commercial purposes.	The operation, maintenance of the water supply system and collection of water tariff would be transferred to ULBs along with personnel on deputation basis in 2009-10.
6.	Public Health, Sanitation, Conservancy and Solid Waste Management.	ULBs will continue to discharge these functions.

(1)	(2)	(3)
7	Fire Services.	The District Fire Officer will also report to ULBs within the jurisdiction. This will be transferred in 2007-08.
8	Urban Forestry, protection of the environment and promotion of ecological aspects.	Forest and Environment Department would transfer these functions to the ULBs in 2007-08 along with personnel on deputation basis.
9	Safeguarding the interest of weaker section of society, including the handicapped and mentally retarded.	The DSWO will report to the concerned Urban Local Body. For the programmes under ICDS in the ULB area, the field staff would be deputed to ULBs by W. & C.D. Department by 2006-07.
10	Rationalization of Stamp Duty.	This has to be reduced to 5% during 2007-08.
11	Public Disclosure Law Enactment.	Public Disclosure of income and expenditure (Ward wise) would be put to place in the 2nd year (2006-07) after receiving the guideline of Government of India.
12	Community Participation Enactment Law.	No formal mechanisms exist. This can be done in 2007-08 as per the guidelines of Government of India.
13	Associating elected ULBs with City Planning function.	Full transfer of such functions in 2008-09.

Optional Reforms:

Sl. No. (1)	Reforms Undertaken (2)	Recommendations/ Commitment (3)
1	Revision of bye-laws to streamline the building approval process.	2007-08
2	Simplification of legal and procedural frameworks for conversion of agriculture land for non-agriculture purpose.	2006-07
3	Introduction of property Title Certification System in ULBs.	2008-09
4	Earmarking at least 20-25 per cent of developed land in all housing projects (both Public and Private Agencies) for EWS/LIG category with a system of cross subsidization.	2008-09
5	Introduction of computerized process of registration of land and property.	2008-09

(1)	(2)	(3)
6	Revision of bye-laws to make rain water harvesting mandatory in all buildings and adoption of water conservation measures.	2006-07
7	Bye-laws on reuse of recycled water.	2011-12
8	Administrative Reform i.e. reduction in establishment by bringing out voluntary retirement schemes, non-filling up of posts falling vacant due to retirement etc., and achieving specified milestones in this regard.	2009-10
9	Structural reforms.	2009-10
10	Encouraging public private partnership.	2006-07

Note: Ordered that the Resolution be published in the next issue of the *Orissa Gazette*.

By order of the Governor

R.B.NAYAK
Director, Municipal Administration &
Ex-officio-Addl. Secy. to Government